

1 SUSAN S. MUCK (CSB No. 126930)
smuck@fenwick.com
2 ALEXANDRA P. GRAYNER (CSB No. 290591)
lgrayner@fenwick.com
3 FENWICK & WEST LLP
555 California Street, 12th Floor
4 San Francisco, CA 94104
Telephone: 415.875.2300
5 Facsimile: 415.281.1350

6 FELIX S. LEE (CSB No. 197084)
flee@fenwick.com
7 MICHAEL DAVIS-WILSON (CSB No. 259790)
mdaviswilson@fenwick.com
8 FENWICK & WEST LLP
Silicon Valley Center
9 801 California Street
Mountain View, CA 94041
10 Telephone: 650.988.8500
Facsimile: 650.938.5200

11 Attorneys for Defendants Zack Rinat, Sujan Jain,
12 James W. Breyer, Sarah Friar, Mark Garrett,
Charles J. Robel and Model N, Inc.

14 UNITED STATES DISTRICT COURT
15
16 NORTHERN DISTRICT OF CALIFORNIA

17 PLYMOUTH COUNTY RETIREMENT
18 SYSTEM, Individually and on Behalf of All
Others Similarly Situated,

19 Plaintiff,

20 v.

21 MODEL N, INC., ZACK RINAT, SUJAN JAIN,
22 JAMES W. BREYER, SARAH FRIAR, MARK
GARRETT, CHARLES J. ROBEL, J.P.
23 MORGAN SECURITIES LLC, DEUTSCHE
BANK SECURITIES INC., STIFEL,
24 NICOLAUS & COMPANY, INCORPORATED,
PACIFIC CREST SECURITIES LLC, PIPER
25 JAFFRAY & CO., RAYMOND JAMES &
ASSOCIATES, INC. and DOES 1-25, inclusive,

26 Defendants.
27

Case No. C 14-04516 WHO

CLASS ACTION

JOINT STIPULATION AND ORDER
CONTINUING HEARING ON MOTION
TO REMAND AND REVISING
BRIEFING SCHEDULE

DATE ACTION FILED: 9/5/14
(Removed 10/8/14)

1 WHEREAS, on November 5, 2014, Plaintiff Plymouth County Retirement System filed a
 2 Notice of Motion and Motion to Remand and a Memorandum of Points and Authorities in
 3 Support Thereof (the "Motion");

4 WHEREAS, by stipulation by the Parties pursuant to Civil L.R. 6-1(a), Defendants are not
 5 required to respond to existing complaints until after the Motion is decided and Plaintiff files an
 6 amended complaint;

7 WHEREAS, by stipulation by the Parties pursuant to Civil L.R. 6-1(a), Defendants will
 8 respond to Plaintiff's amended complaint within 60 days after service;

9 WHEREAS, by stipulation by the Parties pursuant to Civil L.R. 6-1(a), if Defendants file
 10 any motions directed at the amended complaint, the opposition and reply briefs shall be filed
 11 within 60 days and 30 days, respectively, of that response;

12 WHEREAS, pursuant to Civil Local Rule 7-3(a), Defendants' Response to Plaintiff's
 13 Motion must be filed by November 19, 2014;

14 WHEREAS, pursuant to Civil Local Rule 7-3(c), Plaintiff's Reply in support of Plaintiff's
 15 Motion must be filed by November 26, 2014;

16 WHEREAS, the Motion is currently noticed for hearing on Wednesday, December 17,
 17 2014, at 2:00 p.m.;

18 WHEREAS, counsel for the Parties have conferred regarding the briefing schedule on the
 19 Motion, and Defendants have requested a modification of the current briefing schedule due to the
 20 complexity of issues pertaining to the Motion and the schedules of counsel, and Plaintiff does not
 21 object to such modification;

22 WHEREAS, no other dates will be affected by this Stipulation if approved by the Court;

23 NOW, THEREFORE, in consideration of the foregoing, and pursuant to Civil L.R. 6-2(a),
 24 the parties stipulate, and the Court hereby orders, as follows:

- 25 1. Defendants' Response to Plaintiff's Motion to Remand must be filed no later than
December 3, 2014;
- 26 2. Plaintiff's Reply in Support of the Motion to Remand must be filed no later than
December 17, 2014;
- 27 3. The hearing on Plaintiff's Motion to Remand will be continued to Wednesday,
28 January 7, 2015, at 2:00 p.m.

1 DATED: November 11, 2014

ROBBINS GELLER RUDMAN & DOWD
LLP

CHRISTOPHER P. SEEFER

3 /s/ Christopher P. Seefer

4 CHRISTOPHER P. SEEFER

5 Post Montgomery Center
6 One Montgomery Street, Suite 1800
7 San Francisco, CA 94104
8 Telephone: 415.288.4545
9 Fax: 415.288.4534
10 Email: chriss@rgrdlaw.com

11 Attorney for Plaintiff Plymouth County
12 Retirement System

11 DATED: November 11, 2014

FENWICK & WEST LLP
SUSAN S. MUCK

13 /s/ Susan S. Muck

14 SUSAN S. MUCK

15 555 California Street, 12th Floor
16 San Francisco, CA 94104
17 Telephone: 415.875.2300
18 Facsimile: 415.281.1350
19 smuck@fenwick.com

20 Attorney for Defendants Zack Rinat, Sujana
21 Jain, James W. Breyer, Sarah Friar, Mark
22 Garrett, Charles J. Robel and Model N, Inc.

1 DATED: November 11, 2014

SIDLEY AUSTIN LLP
NORMAN J. BLEARS

2
3 /s/ Norman J. Blears

4 NORMAN J. BLEARS

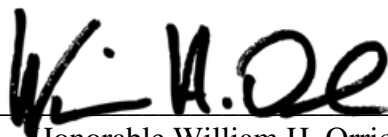
5 1001 Page Mill Road
6 Building 1
7 Palo Alto, CA 94304
8 Telephone: 650.565.7103
9 Facsimile: 650.565.7100
10 nblears@fenwick.com

11 Attorney for Defendants J.P. Morgan
12 Securities LLC, Deutsche Bank Securities
13 Inc., Stifel, Nicolaus & Company,
14 Incorporated, Pacific Crest Securities LLC,
15 Piper Jaffray & Co., and Raymond James &
16 Associates, Inc.

FENWICK & WEST LLP
ATTORNEYS AT LAW
SAN FRANCISCO

1 PURSUANT TO THE ABOVE STIPULATION, IT IS SO ORDERED.

2
3 DATED: November 12, 2014

A handwritten signature in black ink, appearing to read "W. H. Orrick", is written over a horizontal line.

Honorable William H. Orrick
United States District Judge

FENWICK & WEST LLP
ATTORNEYS AT LAW
SAN FRANCISCO